

REMARKS

Request for Reconsideration

The Applicants have carefully considered the matters raised by Examiner in the Advisory Action and the Notice of Non-Compliant Amendment, but remain of the position that patentable subject matter is present. The Applicants respectfully request reconsideration of Examiner's position based on the amendments and the following remarks.

Claim Status

Claims 7-12 and 15 are pending.

In an Office Action dated April 7, 2009, claims 7-12 and 15 had been indicated as allowable if amended to overcome the 35 U.S.C. § 112 rejection.

In the Response filed June 4, 2009, amendments were made to the claims which were deemed to address the §112 rejection. However, in an Advisory Action dated June 15, 2009, it was noted that the June 4 amendments raised new issues that required further consideration. This was not the intent of the June 4 amendments.

It was noted that the June 4 amendments were not entered. Thus, the amended claims presented are based on the claims filed January 23, 2009. The specific amendments to the claims are discussed in more detail below.

Claim Rejections – 35 U.S.C. §112

The term “scalloped section” in claims 1, 7 and 15 was deemed indefinite. To address this issue, claims 7 and 15 have been amended herein. Claim 1 has been canceled. Applicants have amended claims 7 and 15 to recite that the raceways are formed, at least partially, on a radial shoulder. (see, p. 15, first paragraph, of the specification). The radial shoulder is part of the outer ring, extending inwardly toward the axis of rotation. Thus, the term “scalloped” has been stricken from claims 7 and 15.

Moreover, the limitation “the fastening element is prestressed axially fixedly against the flange with a head the fastening element being fixed to the wheel carrier” in claim 7 was deemed indefinite. The Applicants amended claim 7 to recite that the fastening element bears against the flange and axially fixes the flange to the wheel carrier, see page 9 lines 19-20.

Drawing Objections

The submitted amendments to Figures 1 and 2c had been objected to because both figures contained hand written characters and the lines were of poor line quality.

Figures 1 and 2c have been revised to use proper quality lines and characters, and are attached herewith.

Specification Objection

The Examiner stated that in the Applicants response dated June 4, 2009, amendments to the specification refer to the published application paragraph numbers, which are not found in the application.


The Applicants apologize for the error and have corrected the amendment herein to refer to the application only.

Conclusion

In view of the foregoing, it is respectfully submitted that the application is in condition for allowance and such action is respectfully requested. Should any extensions of time or fees be necessary in order to maintain this Application in pending condition, appropriate requests are hereby made and authorization is given to debit Account Number 02-2275.

Respectfully submitted,

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